

LAND ACQUISITION AND STATE ASSISTANCE

Appropriation Language

For expenses necessary to carry out the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 460l-4 through 11), including administrative expenses, and for acquisition of lands or waters, or interest therein, in accordance with the statutory authority applicable to the National Park Service, [\$74,824,000,]\$24,343,000, to be derived from the Land and Water Conservation Fund and to remain available until expended, of which [\$30,000,000]\$1,625,000 is for the State assistance [program including \$1,587,000 for] program administration: *Provided*, That none of the funds provided for the State assistance program may be used to establish a contingency fund. (Department of the Interior, Environment, and Related Agencies Appropriations Act, 2006.)

Justification of Major Proposed Language Changes

1. Deletions: "program including \$1,587,000 for"

This language is proposed to be removed as it is no longer necessary within the context of the current request.

Authorizing Statutes

16 U.S.C. 460l-4 to l-11 Land and Water Conservation Fund Act of 1965, as amended, establishes the Land and Water Conservation Fund, prescribes how funds are to be obtained and distributed. Authorizes certain activities with the common purpose of helping provide outdoor recreation resources; these include: inventory, evaluation, and classification of needs and resources; formulation of a comprehensive nationwide recreation plan; technical assistance to non-federal entities; encouragement of cooperation among states and federal entities; research and education.

16 U.S.C. 410r Everglades National Park Protection and Expansion Act of 1989 (P.L. 101-229) provides that "all funds made available pursuant to this subsection shall be transferred to the State of Florida or a political subdivision of the State, subject to an agreement that any lands acquired with such funds will be managed in perpetuity for the restoration of natural flows to the park or Florida Bay."

Public Law 104-303 Water Resources Development Act of 1996 Section 316 requires that non-Federal funding make up a maximum of 25% of the cost of acquiring portions of the Frog Pond and Rocky Glades areas necessary to implement improvements related to the Everglades restoration program at Canal 111.

2 U.S.C. 9000(c)(4), The Balanced Budget and Emergency Deficit Control Act of 1985, as amended by Title VIII of Public Law 106-291, Department of Interior appropriations for FY2001, lists appropriations within which funding to preserve natural resources, provide for recreation, and related purposes constitutes 'conservation spending category'

Public Law 108-447 reduces amounts in FY 2005 Department of Interior appropriations by .594%; further reduces most FY 2005 appropriations Governmentwide by .8%.

Public Law 109-54 reduces amounts in FY 2006 Department of Interior appropriations by .476%.

Public Law 109-148 reduces amounts in FY 2006 appropriations Governmentwide by 1.0%.

Appropriation Language

Land and Water Conservation Fund

(RESCISSION)

The contract authority provided for fiscal year [2006] 2007 by 16 U.S.C. 460 l-10a is rescinded. (*Department of Interior and Related Agencies Appropriations Act, 2004.*)